

**Sec. 2-550. Contracts for public works and improvements.**

(a) *Initial bids; procedure.* In accordance with the provisions of this division, the purchasing agent shall, on the basis of specifications prepared by the city engineer and approved by the head of the department or agency concerned and the city manager, provide for competitive bidding on public works or improvements by advertising for and receiving bids. He shall open and tabulate the bids and present the results to a committee of award consisting of the city manager, the city engineer and the director of public works. The committee of award shall either accept the lowest responsible bid, reject all bids and order the purchasing agent to readvertise for bids, or recommend to the council that it authorize the department of public works to execute the work or improvement.

(b) Each contract for the construction, remodeling or repair of any public building or public works or improvements shall contain both of the following provisions:

(1) "The wages paid to any mechanic, laborer or workman employed upon the work herein contracted to be done shall be at a rate equal to the rate of wage customary or prevailing for the same work in the same trade or occupation in the City of Hartford."

(2) "Each contractor and subcontractor, or his authorized officer or employee, responsible for supervision of the payment of wages shall submit, on a weekly basis within seven (7) days after the regular payment date of the payroll period, to the publishing agent of the city, a "Weekly Statement of Compliance" on forms approved by the director of public works. Due and timely compliance with this provision shall be a condition precedent to the approval and transmittal of the next and succeeding payments by the city or its authorized officers or agents to the contractor under the terms of this agreement."

(c) *Affirmation of weekly statement of compliance.* The weekly statement of compliance in subsection (b) shall be executed under oath and sworn to in the presence of one authorized by law to administer the oath and shall affirm due and proper payment of such wages as are prescribed in the governing contract or subcontract. Such statement shall additionally recite, in a conspicuous manner, the language of G.S. § 53a-157.

(d) *Committee to inspect and review statement.* The duty and authority to inspect and review each weekly statement of compliance is hereby vested in the prevailing wage compliance committee of three (3) members, which is hereby created. The members of such committee shall serve without compensation and shall be appointed by the mayor with the approval of the council and shall consist of one (1) representative of area contractors, one (1) representative of area mechanics, laborers, and workmen, and one (1) elector of the city unaffiliated with either such interest or livelihood. The city manager shall provide secretarial and such other personnel as is necessary to enable the committee to carry out its functions. The terms of the members of such committee shall be three (3) years and until their successors are appointed and qualified. Such committee shall elect annually a chairperson and a secretary from among its members. The secretary shall keep minutes of committee meetings and such other records as may be required. All communications to the committee shall be addressed in care of the secretary. Such committee shall meet in regular session once a month. Additional meetings may be called by the chairperson as he deems necessary or appropriate. A majority of the members of the committee shall constitute a quorum and a majority vote of the members shall be required to carry an action of the committee.

(e) *Inspection and review of statement; procedure.* The following procedure for inspection and review of each weekly statement of compliance is hereby established:

- (1) The committee shall receive, record and acknowledge receipt of each weekly statement of compliance transmitted to it from the purchasing agent;
- (2) The committee shall examine each such statement for accuracy and authenticity and shall from time to time corroborate the statement with information ascertained from other sources, including, but not limited to, mechanics, laborers and workmen, employed upon the subject work projects, and the officers and employees of the subject contractors and subcontractors;
- (3) If the committee shall be of the opinion that any weekly statement of compliance contains false information, it shall immediately transmit its findings thereon to the prosecuting attorney of the court of common pleas, along with the pertinent weekly statement of compliance and such other materials as will aid the prosecuting attorney in his determination of whether a criminal prosecution should arise from any falsely or improperly sworn affidavits.

(Code 1977, § 2-268)

**Charter references:** Authority to provide for contracts for public works and improvements, Ch. VIII, § 11.